

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: Tisato et al.

Confirmation No.: 2660

Serial No.: 10/533,988

Filing Date: November 14, 2005

For: RADIOACTIVE TRANSITION METAL-IMIDO HETERO-DIPHOSPHINE COMPLEXES, THEIR PREPARATION AND RADIOPHARMACEUTICAL COMPOSITIONS THEREOF

Examiner: Perreira, Melissa Jean

Group Art Unit: 1618

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**NOTICE OF APPEAL**

Sir:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision of the Final Office Action mailed August 17, 2007 in the above-referenced application.

A Petition for a Third-Month Extension of Time was previously filed with the Supplemental Amendment and Response to Final Office Action filed on January 31, 2008 which extends the time for filing this Notice up to and including February 17, 2008. Therefore, this Notice is being timely filed. This Notice is being filed to preserve the pendency of this case so that the January 31, 2008 Supplemental Amendment may be considered and entered.

The Director is hereby authorized to charge the amount of \$510.00 in payment of the Notice of Appeal fee to Deposit Account No. 50-0540.

No additional fee(s) are believed to be due. However, the Director is also authorized to charge such fee(s) or credit any overpayment in connection with this communication to Deposit Account No. 50-0540.

Dated: February 15, 2008

Respectfully submitted,

/Henry J. Cittone/

Henry J. Cittone, Reg. No. 57,206  
Donald Rhoads, Reg. No. 34,705  
Attorney for Applicants  
KRAMER LEVIN NAFTALIS & FRANKEL LLP  
1177 Avenue of the Americas  
New York, New York 10036  
(212) 715-9100 (phone)  
(212) 715-8000 (fax)